PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE he Paperwork Reduction Act of 1995, no persons a collection of information unless it displays a valid OMB control number. Application Number 09/775.170 TRANSMITTAL Filing Date February 1, 2001 **FORM** First Named Inventor Svoboda et al Art Unit 2151 **Examiner Name** K. Tang (to be used for all correspondence after initial filing) Attorney Docket Number LIT-PI-480 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to TC **|√**| Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final **Proprietary Information** Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer **Extension of Time Request** below): Request for Refund Express Abandonment Request Return Receipt Post Card CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Battelle Energy Alliance, LLC Signature Printed name Stephen R.Christian Date Rea. No. 32,687 AUG Zeress CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date Janine Hall Typed or printed name

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Svoboda et al.

Serial No.: 09/775,170

Filed: February 1, 2001

For: SYSTEMS AND METHODS FOR EMPLOYING OPPORTUNISTIC DATA TRANSFER TO CREATE A DYNAMICALLY MOBILE DATA COMMUNICATION SYSTEM

Confirmation No.: 7280

Examiner: K. Tang

Group Art Unit: 2151

Attorney Docket No.: LIT-PI-480

CERTIFICATE OF MAILING

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AMENDMENT UNDER 37 C.F.R. §1.116

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Sir:

The following amendments and remarks are filed in response to the Examiner's remarks in the Final Office Action mailed June 7, 2005, the three-month shortened statutory period for response to which expires on September 7, 2005. This response is submitted on or before two months from the mailing date of the Final Office Action.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.